

TOWN OF LANESBOROUGH SELECTMEN'S MEETING
Submitted by Diane Stevens, Town Secretary
June 27, 2016

Present: Mr. John Goerlach, Chair
Mr. Robert Ericson
Mr. Henry Sayers
Mr. Paul Sieloff, Town Manager

Warrants: Warrant Signed

The meeting was opened by John Goerlach at 6:00 p.m.

Public Comment

None.

Permit(s) / Contract(s) / Use of Town Property or Notification to Town of Community Event / Appointment(s)

Liquor License Change in Hours - Olde Forge Restaurant

Trina Sylvestro from the Olde Forge Restaurant came before the Board to ask for its establishment's All Alcohol Liquor License to be amended for the purposes of serving brunch and serve alcoholic beverages beginning at 10 a.m. on Sundays. Motion 16-096. Motion made by Robert Ericson to approve the amendment to the Old Forge All Alcohol Liquor License to serve alcohol beginning at 10 a.m. on Sundays, seconded by Henry Sayers. Motion carried 3-0.[#1]

Hoosac Valley Motorcycle – Notification to Town of Community Events

August 28th at 150 Kessler Road - September 17th at Old Cheshire Road - October 23rd at 710 Williamstown Road

John Malloy and Taylor Harvey came before the Board seeking approval of three events to be held on three different dates at different locations throughout the Town by Hoosac Valley Motorcycle Club. Mr. Malloy stated that the August event is a two day event on August 27th and 28th. Mr. Goerlach asked the Board if they had any questions. Mr. Ericson asked about the \$10 parking donation listed on the Kessler Road application in August. Mr. Ericson asked if this was actually a fee to attend the event. Mr. Malloy stated that it was. Mr. Sayers stated that 30 Old Cheshire Road is a residence. Mr. Malloy stated that he google mapped it and that is the address it gave him and it is the field after the cemetery. Mr. Goerlach stated that the site location is the field across from the Pettibone cemetery on Old Cheshire Road. Mr. Goerlach stated that this would need to be revised on the application to reflect the correct location. Robert Barton from Kessler Road stated that he is concerned that the event will cause major problems on Kessler Road for emergency vehicles due to the number of participants and the heavy traffic and he would like the Board to possibly limit the number of attendants to the event. Mr. Malloy stated that there is an ambulance on site during the event and if there is an accident it does not leave until another ambulance is there to replace it. Mr. Goerlach stated that perhaps one way signs could be put in place for the day for traffic purposes. Mr. Barton urged the Board to consider participant limits depending on the venue. Mr. Sieloff stated that Town departments were notified of the events and they have given their conditions and signed off on the applications. Mr. Goerlach asked Mr. Malloy to contact the Police Chief regarding a plan for egress and one way traffic. Mr. Goerlach stated that the DPW Director's stipulation was that any damage to the roadways would need to be repaired. The Fire Department stipulated that Village Ambulance needs to be secured for the event. Mr. Malloy stated that it would be difficult to give a number of participants now as people often register the day of the event. Mr. Malloy stated that if he had to hire detail officers he will do so. Mr. Barton stated that signage would need to be in place on the Friday before the event as participants come early and camp. Mr. Sayers would like Mr. Malloy to take a head count of participants so they know for future events. Mr. Malloy stated that he would do whatever the Board wishes. Mr. Sayers stated that making it only one way would help and there would need to someone in place to direct the flow of traffic. Motion 16-097. Motion made by Henry Sayers to approve the Notifications to Town of Community Event of Hoosac Valley Motorcycle Club for events on August 27th & 28th at 150 Kessler Road; September 17th at Old Cheshire Road (Map 220 5); and October 23rd at 710 Williamstown Road with the conditions that plans for egress, one way signage and detail officers will need to be secured as required by the Police Chief; any damage to roadways will need to be

prepared as required by the DPW Director; Village EMS be secured for each event as required by the Fire Chief; and if food is served, proper permits will need to be secured from the Board of Health, seconded by Robert Ericson. Motion carried 3-0. [#2]

Building Inspector Appointment

Mr. Goerlach has reservations about one of the candidates and would like to appoint W. Rick Reid to the position. Mr. Sayers asked if Mr. Reid would be able to be available when needed. Mr. Sayers asked if mileage would be charged to the Town by the Westfield candidate. Mr. Sieloff stated that it would not be. Mr. Goerlach would like to appoint Mr. Reid with a 6 month contingency. Mr. Ericson stated that either candidate would have some type of issue and a 6 month contingency would be good. Mr. Sayers asked how many candidates applied. Mr. Sieloff stated five. Motion 16-101. Motion made by Robert Ericson to appoint W. Rick Reid as the Town's Building Inspector for a period of 6 months, seconded by Henry Sayers. Motion carried 3-0.

Ashuwillticook Rail Trail Committee Appointment

Mr. Sieloff stated that he was recently informed that this Committee has not met in approximately two years. He is going to conduct some research on this Committee and get back to the Board. [#3]

Eva Myers – Recognition Girl Scout Silver Award

Mr. Sieloff thanked Ms. Myers and her family for coming and asked what she did to receive the award. Ms. Myers stated that she collected over 600 books for the Head Start Program over a two year period. Mr. Sieloff communicated to the Board that the Girl Scouts of Central and Western Massachusetts had sent him a letter informing him that Eva Myers had received the Silver Award which is the highest achievement that a Girl Scout can earn in grades 6-8. Mr. Sieloff introduced Ms. Myers to the Board and the Board presented her with a Certificate from the Town to commend her for her achievement. [#4]

Tree Services Contract for FY 2016

Mr. Sieloff informed the Board that sealed bids were opened today relative to the tree work for FY2017. Mr. Sayers asked if all the money budget for last year was spent. Mr. Sieloff stated that two large trees are being taken down within the week which will expend the remaining money in the budget. Mr. Sieloff stated that much more money could be spent in this account and he would like to increase it. Mr. Sayers stated there are many dead pine/spruce trees around Town and would like the Tree Committee to investigate. Mr. Sieloff stated that he would contact them. Motion 16-098. Motion made by Henry Sayers to award the FY2017 Tree Service Contract to Jeff's Tree Service, seconded by Robert Ericson. Motion carried 3-0. [#5]

Jet Ski Nuisance complaint – Pontoosuc Lake

Mark Fischetti from Narragansett Avenue came before the Board and stated that jet ski boats have been collecting around the northern island almost every night from 5 pm until after dark at approximately 10 pm. Mr. Fischetti stated that the noise is incredibly loud from the 5 or more jet skis that are racing around the island. Mr. Fischetti believes there are safety issues as well as the noise as they are operating after dark with no lights. Mr. Fischetti stated that the Environmental Police came twice to investigate and he asked if the Board could do something to rectify the problem. In addition it was noted that the occupants of the boats are gathering on the island and depositing trash on the island and the beach around the island, including broken glass. Mr. Goerlach asked Harbormaster Lee Hauge is there was anything that could be done. Mr. Hauge stated that he cannot do anything in his capacity as Harbormaster as authority over the water area of the great ponds of Massachusetts resides with the State Environmental Police. Mr. Goerlach asked if there were any laws that were being violated. Mr. Hauge stated that there is a possibility of the boats operating after hours without lights. Assistant Harbormaster Jack Hickey stated that there is a speed limit for all Massachusetts lakes of 45 mph and also a law which prohibits crafts from jumping across their wakes. Mr. Hickey asked who owned the island and if it is posted then these ski boat owners are trespassing. Mr. Goerlach stated that the Police Department does not have a boat to be able to enforce these violations. Mr. Hauge asked if the Police Chief could perhaps use the Pittsfield Police Boat or ask how they have dealt with similar situations. Mr. Goerlach stated that the Lanesborough Police should contact the Pittsfield Police. Joanne Fischetti stated that they cannot enjoy their outdoor space due to the noise, profanities and threatening language directed at her from these participants. Joe Marshall of 61 Narragansett Avenue would

like to see how other Towns have dealt with this type of situation. Mr. Goerlach stated that they can check with the Pittsfield Police. Melissa Boyer from 137 Narrangansett Avenue stated that she believes this is also a safety issue for kayakers as these jet skis have no regard to what is around them when racing around the island and the noise is so deafening that they have to close their doors due to the noise even as late as 10 pm. Mr. Goerlach stated that the Town would try to contact the owner of the island and asked residents to please inform the Police Department of any incidents that occur to keep the Board apprised. Mr. Hickey stated that the Town has a noise ordinance and believes the Board has an opportunity to enforce that. Mr. Ericson asked if the Town has any noise measuring equipment or any way to determine that the noise is excessive. This was answered in the negative. Mr. Goerlach stated that he believes this is a safety issue and a Board of Health issue and urged residents to keep calling the Environmental Police. Mr. Tinkham stated that several years ago this was an issue with water skiers and the participants were contacted and agreements were reached and maybe this is a possible solution. [#6]

Paving Contract

Mr. Sieloff informed the Board that sealed bids were open today relative to the Full Depth Reclamation and Bituminous Concrete work. Mr. Sieloff presented the Board with a Memorandum from the DPW Director with the winning bids. Motion 16-099. Motion made by Robert Ericson to approve the Full Depth Reclamation contract to Allstates Asphalt for \$2.74 per square yard, seconded by Henry Sayers. Motion carried 3-0. Motion 16-100. Motion made by Robert Ericson to approve the Bituminous Concrete in place contract to Delsignore Blacktop Paving, Inc. for \$68.50 per ton, seconded by Henry Sayers. Motion carried 3-0. [#7]

Materials Bids for FY 2016

Mr. Sieloff informed the Board that the DPW Director has not been able to review the bids. The matter will be placed on the next Agenda.

Equipment Rentals Bids for FY 2016

Mr. Sieloff informed the Board that the DPW Director has not been able to review the bids. The matter will be placed on the next Agenda.

Landfill Monitoring Contract

Mr. Sieloff presented the Board with a proposed contract for their review and approval. Mr. Sieloff stated that this proposal is for \$20,000 which was budgeted. Mr. Sieloff reviewed the contract with the Board. Mr. Goerlach would like to remove items 1-5 from the contract. Mr. Ericson stated that he would like acknowledgment from the Department of Environmental Protection that the Town does not have to test the water for those residents who did not change over. Mr. Goerlach stated that he would like the Town to send a letter to the Department of Environmental Protection that states that the some residents along the new waterline did not join the Water District and thus it should not be the Town's responsibility to test their water. Mr. Sieloff stated that he would send the letter. [#8]

Other business which could not have been reasonably foreseen within 48 hours of the meeting.

Mr. Sieloff presented a letter from the Police Chief wherein he would like to reappoint Jake Brown as a part-time officer for the Police Department. Motion 16- 101. Motion made by Robert Ericson to appoint Jacob Brown as a Part-Time Police Officer, seconded by Henry Sayers Motion carried 3-0. [#9]

Selectmen's Items

Mr. Sayers would like the DPW Director to check into the dead trees in Town and possibly cut down ones they can manage. Mr. Sieloff stated that this could be one if it is an emergency situation. Mr. Goerlach believed that the Highway Department could accomplish this in the off season. Mr. Sieloff will talk to the DPW Director to coordinate with the Tree Warden to be more proactive with dead trees and safety issues. Mr. Goerlach asked the other Board members if either of them were interested in taking the Baker Hill Road District seat or Chair of the Board of Selectmen. Motion 16- 102. Motion made by Henry Sayers to appoint John Goerlach as the Chair of the Board of Selectmen and as a member to the Baker Hill Road District, seconded by Robert Ericson Motion carried 2-0. John Goerlach abstained from vote.

Town Manager Report

Mr. Sieloff congratulated Mr. Ericson for his re-election to the Board of Selectmen. Mr. Sieloff stated that there was a change with the Finance Committee due to the election. Mr. Sieloff stated that new Finance Committee member will be in place once she has been sworn in by the Town Clerk.

Approve Minutes

Motion made by Henry Sayers to approve the Minutes of June 13, 2016, seconded by Robert Ericson. Motion carried 3-0. Motion made by Henry Sayers to approve the Minutes of June 14, 2016, seconded by Robert Ericson. Motion carried 3-0.

Adjournment

Motion to adjourn meeting made by Robert Ericson, seconded by Henry Sayers. Motion carried 3-0. Meeting adjourned at 7:04 p.m.

Footnotes:

- [#1] All Alcohol License – Old Forge Restaurant
- [#2] Hoosac Valley Motorcycle Club – Notification to Town of Community Event
- [#3] Eva Myers – Girl Scouts of Central & Western MA Recognition
- [#4] Citizen Interest Form – Ashuwillticook Rail Trail
- [#5] Proposed Tree Services Contract
- [#6] Jet Ski Nuisance Complaint
- [#7] DPW Memorandum – Full Depth Reclamation & Bituminous Concrete Bids
- [#8] Proposed Landfill Monitoring Contract
- [#9] Police Chief Letter – Jacob Brown Appointment